

judgment. The notice to the employee shall state how the employee may inform the Board that there has not been a settlement or final judgment. If the employee states that there has not been a settlement or final judgment, the adjudicating office shall, within 10 days after the receipt of such a statement, make a determination as to the employee's rights to future sickness benefits and shall notify him or her accordingly.

(e) An employee shall have the right to appeal from the determination of the amount of sickness benefits recoverable from the settlement or judgment.

An employee shall also have the right to appeal the termination of his or her sickness benefits after the report of a settlement or final judgment made in accordance with the procedures provided in paragraphs (b), (c) and (d) of this section. Such appeals shall be filed and processed in accordance with part 320 of these regulations.

**§ 341.9 Board as a party; attorney's fee.**

(a) The Board shall not participate in the prosecution of a personal-injury claim of an employee eligible for sickness benefits and shall neither encourage nor discourage such employee with respect to the pursuit of a claim for damages.

(b) The Board shall not be a party in any action for damages brought by an employee claiming sickness benefits under the Railroad Unemployment Insurance Act. The Board's right of reimbursement under section 12(o) of the Railroad Unemployment Insurance Act shall not be construed as giving the Board a right of subrogation or other cause of action for damages against an alleged tortfeasor. The Board shall intervene in such an action only when it is apparent that intervention may be required to protect its right of reimbursement.

(c) The Board shall not be liable for the payment of any attorney's fee or other expenses incurred in connection with such a claim for damages.

**PART 344 [RESERVED]**

**PART 345—EMPLOYERS' CONTRIBUTIONS AND CONTRIBUTION REPORTS**

**Subpart A—General Provisions and Definitions**

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- 345.101 Requirement for contribution.
- 345.102 Multiple employer limitation.
- 345.103 Rate of contribution.
- 345.104 Employees and employee representatives not liable.
- 345.105 Definitions.

**Subpart B—Reporting and Collecting Contributions**

- 345.110 Reports of compensation of employees.
- 345.111 Contribution reports.
- 345.112 Final contribution reports.
- 345.113 Execution of contribution reports.
- 345.114 Prescribed forms for contribution reports.
- 345.115 Place and time for filing contribution reports.
- 345.116 Payment of contributions.
- 345.117 When fractional part of cent may be disregarded.
- 345.118 Adjustments.
- 345.119 Refunds.
- 345.120 Assessment and collection of contributions or underpayments of contributions.
- 345.121 Jeopardy assessment.
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- 345.125 Records.
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- 345.201 Individual employer record defined.
- 345.202 Consolidated employer records.
- 345.203 Merger or combination of employers.
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- 345.301 Introduction.
- 345.302 Definition of terms and phrases used in experience-rating.
- 345.303 Computation of rate.
- 345.304 New-employer contribution rates.
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